1PE 11-2403

Group No.:

Examiner:

2876

Kimberly D. Nguyen

NOV 2 1 2003

PATENT

Practitioner's Docket No. D-1147 R2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re application of:

Jay Paul Drummond, et al.

Application No.:

09/966,932

Filed:

September 27, 2001

Confirm. No.:

5057

For:

Automated Banking Machine

System And Method

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES (37 C.F.R. section 1.191)

Applicant hereby appeals to the Board from the decision of the Primary Examiner, mailed August 25, 2003, twice rejecting claims 1-27.

1. STATUS OF APPLICANT

This application is on behalf of other than a small entity.

2. FEE FOR FILING NOTICE OF APPEAL

Pursuant to 37 C.F.R. section 1.17(b), the fee for filing the Appeal Brief is:

Other than a small entity

\$320.00

Notice of Appeal fee due

\$320.00

DEC -2 2003

OLOGY CENTER 2806

CERTIFICATE OF MAILING BY EXPRESS MAIL

I hereby certify that this document and the documents indicated as enclosed herewith are being deposited with the U.S. Postal Service as Express Mail Post Office to addressee in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 this 2/sr day of November 2003.

EV397096016US

Express Mail Label No.

Ralph F. Jecke

(Notice of Appeal from the Primary Examiner to Board--page 1 of 2)

11/28/2003 AUDNDAF1 00000063 090428 09966932

01 FC:1401

330.00 DA

3. EXTENSION OF TERM

The proceedings herein are for a patent application and the provisions of 37 C.F.R.1.136 apply.

Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

4. TOTAL FEE DUE

The total fee due is:

Notice of Appeal fee \$320.00

TOTAL FEE DUE \$320.00

5. FEE PAYMENT

Charge Account No. 09-0428 (InterBold) the sum of \$320.00. A duplicate of this transmittal is attached.

6. FEE DEFICIENCY

If any additional extension and/or fee is required, this is a request therefor and to charge Account No. 09-0428.

If any additional fee for claims is required, charge Account No. 09-0428.

Ralph E. Jocke

Registration No. 31,029

Walker & Jocke

231 South Broadway

Medina, OH 44256

US

330-721-0000

Customer No. 28995